

Bishop, Everett

From: Duffy, Rick
Sent: Wednesday, March 30, 2016 4:20 PM
To: Bishop, Everett
Subject: RE: Follow-Up to Our Conversation re Asbestos Emergency

Have you heard anything from Region 3?

From: Duffy, Rick
Sent: Wednesday, March 30, 2016 8:14 AM
To: Bishop, Everett <Bishop.Everett@epa.gov>
Subject: RE: Follow-Up to Our Conversation re Asbestos Emergency

I see that I have a voicemail message from (b) (6) I will call her back this morning. What is the current state of play with Region 3 in reviewing her documentation, etc.?

From: Bishop, Everett
Sent: Tuesday, March 29, 2016 8:45 AM
To: Duffy, Rick <Duffy.Rick@epa.gov>
Subject: RE: Follow-Up to Our Conversation re Asbestos Emergency

I spoke with her yesterday afternoon. I told (b) (6) that I forwarded her information (that you received) to our Region 3 office for their review and follow-up. She inquired if someone would be their yesterday or today. I said that it was not possible to send someone out that quickly. I was trying not to speak for the region.

She wanted someone to come out and take air samples in the condo. I said if you needed someone quickly, you should hire an independent contractor. I did a quick web search for asbestos contractors and found two that, based on their web site, did asbestos abatement, training and testing. I recommended to her to use the AHERA aggressive air clearance.

She had another call and we ended our conversation at that point.

Everett Bishop
US EPA
Office of Compliance
(202) 564-7032
bishop.everett@epa.gov

From: Duffy, Rick
Sent: Tuesday, March 29, 2016 8:26 AM
To: Bishop, Everett <Bishop.Everett@epa.gov>
Subject: RE: Follow-Up to Our Conversation re Asbestos Emergency

Were you able to get in touch with (b) (6) by phone yesterday?

From: Bishop, Everett
Sent: Monday, March 28, 2016 10:54 AM
To: El-Abdaoui, Fatima <El-Abdaoui.Fatima@epa.gov>

Cc: Duffy, Rick <Duffy.Rick@epa.gov>

Subject: FW: Follow-Up to Our Conversation re Asbestos Emergency

Fatima –

Here is the information Rick received from (b) (6) regarding the Wight Bay condominiums that I mentioned in my voice message.

Everett Bishop
US EPA
Office of Compliance
(202) 564-7032
bishop.everett@epa.gov

From: Duffy, Rick
Sent: Monday, March 28, 2016 9:38 AM
To: Bishop, Everett <Bishop.Everett@epa.gov>
Subject: FW: Follow-Up to Our Conversation re Asbestos Emergency

From: (b) (6)
Sent: Monday, March 28, 2016 9:35 AM
To: Duffy, Rick <Duffy.Rick@epa.gov>
Subject: Follow-Up to Our Conversation re Asbestos Emergency

Mr. Duffy,

I have tried to gather the records which you requested on Friday during our conversation. As I mentioned Friday, our notes from phone calls we made and voice messages we left, for whom and when are in our condo and for our safety as discussed we are not returning to the condo until we have assurances it is safe to do so, i.e. thorough negative air and carpet testing, where the testing is performed with the correct methodology.

I have attached:

- the asbestos positive test results done by the Condo Board,
- the report from the expert we hired to do testing specifically in our unit (with the goal of Dr. White providing the Condo Board, Property Management Company- OCREM and Contractors with the exact scope of work which indeed required asbestos abatement and containment),
- the air clearance test received after our conversation on Friday which was done BEFORE all work in the unit was completed (lacks methodology, sample number etc),
- photo of the Notice of Asbestos Project, and
- emails exchanged with MDE (in chronological order)

As you can see from the email exchanges between my sister and MDE, the Condo Board and OCREM essentially duped MDE. As we discussed, they apparently knew exactly how to cut corners in just the right way so they could state abatement and containment was being done even though they had only contracted to have such done on two sets of windows for each of 136 units but *not* on the third set of windows, *not* on the front doors and *not* on any of the two sets of 3-paneled glass slider doors. All of this work was permitted by

the City under one permit, and although the work was broken up over time, possibly in an attempt to be under the 260 linear feet threshold, it indeed meets the threshold.

I know you said you wanted to speak to Mr. Ponak from Region 3 in Philadelphia this morning and I hope you will get back to me after you have made that connection. I look forward to hearing from Mr. Bishop today regarding a game plan moving forward, specifically regarding doing disturbed air and carpet testing and determining from those results combined with a site visit any necessary decontamination protocols. Time is of the essence as we can not afford to stay in a hotel more than a couple more days and otherwise we would be homeless. If there is an independent person you trust and know performs the disturbed air and carpet tests with the correct methodology, please send me their contact info. We really need to have this testing done today or tomorrow. As we discussed safety is our top priority.

Please confirm you received this as I know there are several attachments.

I appreciate your time and assistance with this matter.

Regards,

(b) (6)